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TO: Commissioner for Patents	COMPANY: U.S. Patent & Trademark Office	FAX #: 703-872-9306
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DATE: FROM: OPERATOR: CLIENT/MATTER: PAGES:	September 22, 2004 Morgan S. Heller II Karen Jeffer 05727-00021 3 (including cover)	Reviewed and approved for facsimile transmission by: <i>MSK</i>

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Comments

BTV.255986.1

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SEP 22 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Peter Irrgang et al.

Serial No.: 10/679,972

Filed: 10/6/2003

Title: Fishing Rod Handle

Attorney Docket No.: 05727-00021

Group Art Unit: 3643

Examiner: Kurt C. Rowan

☒ CERTIFICATION OF FACSIMILE TRANSMISSION

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Morgan S. Heller II

Date

Commissioner for Patents
Alexandria, VA 22313-1450

September 22, 2004

RESPONSE TRANSMITTAL

Transmitted herewith for filing is a Response to Advisory Action mailed July 26, 2004.

- ☒ No additional fee is required.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 04-1588.
 - ☒ Any additional filing fees required under 37 C.F.R. §1.16.
 - ☒ Any patent application processing fees under 37 C.F.R. §1.17.

Respectfully submitted,

DOWNS RACHLIN MARTIN PLLC

By:

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Attorneys of Record

P277-12/00

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 9/22/04
Morgan S. Heller II DateCommissioner for Patents
Alexandria, VA 22313-1450

September 22, 2004

Response to Advisory Action

Per instruction by Examiner Rowan in a telephone conversation with the undersigned on September 8, 2004, this confirms that Examiner Rowan agrees that the Advisory Action (Paper No. 7222004) issued July 26, 2004 was improper since there has not yet been a final Office Action. So far, only one previous Office Action was issued on April 7, 2004, to which applicant responded on July 6, 2004.

Applicant respectfully requests that the U.S. Patent and Trademark Office correct this error, and issue an Office Action.

Respectfully submitted,

DOWNS RACHLIN MARTIN PLLC

By: 

Morgan S. Heller II

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Attorneys of Record

BTV.273567.1

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